

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 1461.

(Given pursuant to section 4 of the Food and Drugs Act.)

ADULTERATION AND MISBRANDING OF MOLASSES.

On May 24, 1911, the United States Attorney for the District of North Dakota, acting upon a report of the Pure Food Commissioner of that State, filed in the District Court of the United States a libel of seizure and for condemnation against 20 cans, each containing 10 pounds of molasses, and 9 cans, each containing 5 pounds of molasses, in possession of the Missouri Valley Grocery Co. Mandan, N. Dak., alleging that the product had been transported from the State of Illinois into the State of North Dakota, and charging adulteration and misbranding in violation of the Food and Drugs Act. Each can was labeled: "Jasmine Brand Pure Molasses, contains sulfur dioxid, packed by Corn Products Refining Co., General Office New York, N. Y. Guaranteed by Corn Products Refining Co. to comply with the Food and Drugs Act of June 30, 1906, Registered under Serial No. 2317." Adulteration and misbranding was alleged in "that said cans do not contain a pure molasses, but on the contrary contain molasses which was and is mixed with glucose (corn sirup) to the extent of more than 25 per cent of the quantity of pure molasses in said cans, so as to reduce, lower, and injuriously affect its quality and strength; and a substance, to wit, glucose (corn sirup) had been and is substituted in part for pure molasses; and a valuable constituent of said product had been in part abstracted therefrom, to wit, pure molasses; and the product so contained in said cans was and is misbranded in that the label above set forth bears a statement, design, and device regarding said molasses, which is false and misleading in that the product contained in said cans is an imitation of and was and is offered for sale under the distinctive name of another article, to

wit, pure molasses; and the product aforesaid was and is labeled and branded so as to deceive and mislead the purchaser."

On December 9, 1911, the matter was brought to the attention of the court, which on that day directed entry of judgment of condemnation and forfeiture. Thereafter the Corn Products Refining Co. of New York made offer to pay the costs of the proceedings, which had been taxed at \$46.41; and upon tendering a bond by that company, in conformity with section 10 of the Act, placed by the court at \$500, the articles were ordered released and delivered to that company.

W. M. HAYS,

Acting Secretary of Agriculture.

WASHINGTON, D. C., *April 16, 1912.*

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